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PARTIES' JOINT STATUS REPORT - PAGE 1

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d/b/a RLH Corporation and Red Lion Hotels Franchising, Inc.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

RADISSON HOTELS
INTERNATIONAL, INC., a Delaware
corporation,

Plaintiff,

vs.

RED LION HOTELS CORPORATION
D/B/A/ RLH CORPORATION, a
Washington corporation, and RED LION
HOTELS FRANCHISING, INC., a
Washington corporation,

Defendants.

No. 2:18-cv-00303-TOR

PARTIES' JOINT STATUS REPORT

1 The parties, by their undersigned counsel, hereby present the Court with their Joint
2 Status Report pursuant to Section 9 of the Court's March 26, 2019 Limited Scheduling
3 Order (Dkt. 44).
4

5 **1. Minnesota Litigation and Florida Bankruptcy Litigation**

6 The case captioned *Radisson Hotels International, Inc. v. 205 Wolf Holdings, LLC,*
7 *et al.*, Case No. 27-CV-18-4230 (Hennepin County District Court, State of Minnesota)
8 (the "Minnesota Litigation"), has been stayed by agreement of the parties until April 30,
9 2020 due to the fact that certain of the Inner Circle Defendants in the Minnesota
10 Litigation have filed for Chapter 11 bankruptcy in the United States District Court for the
11 Middle District of Florida, filed on or about July 22, 2019.
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13 The Middle District of Florida bankruptcy proceeding encompasses 22 separate
14 cases filed by Inner Circle affiliates, with the lead case (for case-management purposes)
15 designated as *In re Consolidated Land Holdings, LLC*, Case No. 6:19-bk-4760-KSJ
16 (M.D. Fl.). On or about November 12, 2019, Radisson Hotels International Inc. filed
17 proofs of claim in six of the Middle District of Florida bankruptcy cases relating to
18 damages alleged by Radisson under six of the nine Radisson-Inner Circle franchise
19 license agreements at issue in the present Washington Action—concerning the hotel
20 properties in High Point, NC; Albany, NY; Cromwell, CT; Billings, MT; Cheyenne, WY;
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1 and Appleton, WI—as well as the under the 2016 Global Settlement Agreement between
2 Radisson and Inner Circle at issue in the present Washington Action.

3 **2. Status of Discovery**

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5 The parties continue to work cooperatively on written discovery and have started
6 producing documents on a rolling basis. Because Radisson issued third-party subpoenas
7 for documents in the Minnesota Action before the Minnesota Litigation was stayed, and
8 the Red Lion Defendants cooperated in searching for and producing documents
9 responsive to those subpoenas as well as to Radisson’s separate document requests and
10 interrogatories served in this Washington Action, the Red Lion Defendants have
11 completed their initial production of custodial data. The Red Lion Defendants are in the
12 process of reviewing “share file” data for responsiveness and production. Radisson, on
13 the other hand, continues to produce custodial data and its own “share file” data, which it
14 intends to do so on a rolling basis until complete. The Red Lion Defendants are also in
15 the process of completing responses to a second round of written interrogatories and
16 document requests served by Radisson.
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20 The parties anticipate written discovery (including initial document productions)
21 will be complete no later than April 30, 2020.
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4. Schedule Change

Depending on when the parties schedule the mediation and its outcome, they anticipate asking the Court for additional time to complete fact depositions and expert discovery. The purpose of doing so is to avoid the extensive costs of such work if the case can be settled without those expenses being incurred.

In light of the status of the Minnesota and Middle District of Florida Actions, the status of discovery, and the parties' settlement discussion, the parties agree that scheduling a jury trial date at this stage would be premature.

PARTIES' JOINT STATUS REPORT - PAGE 5

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